

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: PHILIPS RECALLED CPAP, BI-LEVEL PAP, AND MECHANICAL VENTILATOR PRODUCTS LITIGATION	: : : : :	Master Docket: Misc. No. 21-mc-1230-JFC MDL No. 3014
This Document Relates to: All Actions Asserting Economic Loss Claims	: : :	

**JOINT MOTION OF SETTLEMENT CLASS COUNSEL AND THE
PHILIPS DEFENDANTS TO PUBLISH THE ECONOMIC LOSS
CLASS SETTLEMENT NOTICE ON THIS COURT’S WEBSITE**

Pursuant to this Court’s order preliminarily approving the Amended Class Settlement Agreement and Release of Economic Loss Claims, the proposed Notice Plan and forms of Notice (ECF 2289) (the “Preliminary Approval Order”); Federal Rule of Civil Procedure 7(b)(1); United States District Court for the Western District of Pennsylvania Local Rule 23 H (requiring Court-approved class action settlement notices to be posted to the Court’s website); and this Court’s Rules for Pretrial and Trial Matters, Civil Cases Pretrial Procedure Rule 3(C), Settlement Class Counsel and Defendants Philips RS North America LLC, Koninklijke Philips N.V., Philips North America LLC, Philips Holding USA, Inc., and Philips RS North America Holding Corporation jointly request that the Court direct the Clerk of Court to publish the Economic Loss Class Settlement Notice attached hereto as Exhibit “A” on the Court’s website at <https://www.pawd.uscourts.gov/mdl-3014-re-philips-recalled-cpap-bi-level-pap-and-mechanical-ventilator-products-litigation>.

The Settlement Notice is identical to the long-form notice approved by the Court (Exhibit 3(a) to the Settlement Agreement), except for formatting edits and necessary clarification of

deadlines in accordance with the Preliminary Approval Order. Specifically, the date of August 9, 2024 was inserted for the Claims Period Deadline placeholder, the date of February 7, 2024 was inserted for the Opt-Out/Objection Deadline placeholder, and April 11, 2024, at 10:30 a.m. was inserted for the Final Approval Hearing date and time.

WHEREFORE, pursuant to Local Rule 7(D), the Parties respectfully request that the Court enter the attached proposed Order.

DATED: December 7, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed via the Court's CM/ECF system on this 7th day of December 2023, and is available for download by all counsel of record.

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